

### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Jonathan Myers on March 24 2010.

The application has been amended as follows:

Please **cancel** claim 35.

### **REASONS FOR ALLOWANCE**

The following is an examiner's statement of reasons for allowance: In the response filed 2/11/10, applicants filed a Declaration under Rule 132. The declaration compared in the instantly claimed combination of lactic acid, caproic acid (acid with 6 carbon atoms) and ammonia in a ratio of 5:3:9 or 1:2:0.3 to the combination taught in the closest prior art (Bosch et al., cited in the Office action mailed on 9/26/08) which discloses a combination of lactic acid, valeric acid (acid with 5 carbon atoms) and ammonia at the instantly claimed ratios. The declaration showed that the combination of lactic acid, caproic acid and ammonia was significantly better (89.5% vs. 55.2% at a ratio of 5:3:9 and 76.6% vs. 47.1% at a ratio of 1:2:0.3) in attracting mosquitoes than the combination of lactic acid, valeric acid and ammonia. Due to the substantially similar

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chemical nature of the comparative composition, this result was unexpected and unobvious.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### ***Conclusion***

Claims 32-34 and 36-37 are allowed.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to ABIGAIL FISHER whose telephone number is (571)270-3502. The examiner can normally be reached on M-Th 9am-6pm EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Johann Richter can be reached on 571-272-0646. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Abigail Fisher  
Examiner  
Art Unit 1616

/Johann R. Richter/  
Supervisory Patent Examiner, Art Unit 1616